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PATENT

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Michael A. Jaskolski  
Michael A. Jaskolski, Reg. No. 37,55

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Carlos de la Huerga

Client Docket No. \_\_\_\_\_

Group No.: 2171

Serial No.: 10/004,941

Examiner:

Filed: 12-03-2001

For: Method and Apparatus for Controlling an Infusion Pump or the Like

Attorney: 250591.90371

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**INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

The following are submitted in the above-identified application in compliance with 37 CFR 1.97 and 1.98:

☒ A list of documents on form PTO-1449 together with copies of each identified document;

☐ A translation or a concise explanation of each non English language document is enclosed herewith.

This paper is submitted in accordance with:

☒ 37 CFR 1.97(b) [within 3 months of filing or prior to 1<sup>st</sup> Office Action]

☐ 37 CFR 1.97(c) [before Final Office Action or Notice of Allowance]; and

☐ If required certification made under the heading "Certification" below;  
or

☐ The \$\_\_\_\_\_ fee specified in 37 CFR §1.17(p) for submission of this Information Disclosure Statement is authorized under the heading "Authorization to Charge Fees" below.

☐ 37 CFR §1.97(d) [before issue fee payment]; and

a) This is a petition for consideration of the subject Information Disclosure Statement. The petition fee \$\_\_\_\_\_ required by 37 CFR 1.17(i)(1) is authorized under the heading "Authorization to Charge Fees." (Direct this letter to "Attention PETITIONS EXAMINER" and if applicable include batch locator information: e.g. "Allowed Files, Batch \_\_\_\_\_, Date of Allowance \_\_\_\_\_"), and

b) The required Certification is stated under the heading "Certification" below.

☐ Certification

☐ Each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; or

☐ No item of information contained in this statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this document after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three (3) months prior to the filing of this Statement.

☒ Authorization to Charge Fees

Please charge all applicable fees associated with the submittal of this Information Disclosure Statement to Deposit Account 17-0055. An original and two (2) copies of this document are enclosed.

Respectfully submitted,  
CARLOS DE LA HUERGA

By: \_\_\_\_\_

*M. Jaskolski* 2/12/03  
Michael A. Jaskolski  
Attorney for Applicant  
Reg No.: 37,551  
Quarles & Brady LLP  
411 East Wisconsin Ave.  
Milwaukee, WI 53202

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 5

**Complete if Known**

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/004,941        |
| Filing Date            | 12-03-2001        |
| First Named Inventor   | Carlos de la Hues |
| Group Art Unit         |                   |
| Examiner Name          |                   |
| Attorney Docket Number | 250591.90317      |

**U.S. PATENT DOCUMENTS**

| Examiner<br>Initials <sup>1</sup> | Cite<br>No. <sup>1</sup> | U.S. Patent Document |                                      | Name of Patentee or Applicant<br>of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear |
|-----------------------------------|--------------------------|----------------------|--------------------------------------|--|--|--|
|                                   |                          | Number               | Kind Code <sup>2</sup><br>(if known) |  |  |  |
|                                   | 1                        | Re35743              |                                      | Pearson  | 03-17-98   |  |
|                                   | 2                        | 3,227,127            |                                      | Gayle  | 01-04-66   |  |
|                                   | 3                        | 3,762,601            |                                      | McLaughlin   | 10-02-73   |  |
|                                   | 4                        | 4,207,992            |                                      | Brown  | 06-17-80   |  |
|                                   | 5                        | 4,360,125            |                                      | Martindale et al                                   | 11-23-82   |  |
|                                   | 6                        | 4,437,579            |                                      | Obland   | 03-20-84   |  |
|                                   | 7                        | 4,483,626            |                                      | Noble  | 11-20-84   |  |
|                                   | 8                        | 4,504,153            |                                      | Schollmeyer et al                                  | 03-12-85   |  |
|                                   | 9                        | 4,526,474            |                                      | Simon  | 07-02-85   |  |
|                                   | 10                       | 4,573,606            |                                      | Lewis et al  | 03-04-86   |  |
|                                   | 11                       | 4,616,316            |                                      | Hanpeter et al                                     | 10-07-86   |  |
|                                   | 12                       | 4,617,557            |                                      | Gordon   | 10-14-86   |  |
|                                   | 13                       | 4,626,105            |                                      | Miller   | 12-02-86   |  |
|                                   | 14                       | 4,664,289            |                                      | Shimizu et al                                      | 03-12-87   |  |
|                                   | 15                       | 4,674,651            |                                      | Scidmore et al                                     | 06-23-87   |  |
|                                   | 16                       | 4,674,652            |                                      | Aten et al   | 06-23-87   |  |
|                                   | 17                       | 4,695,954            |                                      | Rose et al   | 09-22-87   |  |
|                                   | 18                       | 4,725,997            |                                      | Urquhart et al                                     | 02-16-88   |  |
|                                   | 19                       | 4,733,797            |                                      | Haber  | 03-29-88   |  |
|                                   | 20                       | 4,811,764            |                                      | McLaughlin   | 03-14-89   |  |

**FOREIGN PATENT DOCUMENTS**

| Examiner<br>Initials <sup>1</sup> | Cite<br>No. <sup>1</sup> | Foreign Patent Document |                     |                                      | Name of Patentee or<br>Applicant of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
|-----------------------------------|--------------------------|-------------------------|---------------------|--------------------------------------|--|--|--|----------------|
|                                   |                          | Office <sup>3</sup>     | Number <sup>4</sup> | Kind Code <sup>5</sup><br>(if known) |  |  |  |                |
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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/08A (08-00)

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet | 2

of 5

**Complete if Known**

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| Application Number | 10/004,941 |
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| <b>Filing Date</b> | 12-03-2001 |
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| First Named Inventor | Carlos de la Hueraga |
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Group Art Unit

Examiner Name

Attorney Docket Number | 250591.90317

## U.S. PATENT DOCUMENTS

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|-----------------------|--------------------------|----------------------|--------------------------------------|--|--|--|
|                       |                          | Number               | Kind Code <sup>2</sup><br>(if known) |  |  |  |
|                       | 21                       | 4,911,327            |                                      | Shepherd et al                                     | 03-27-90   |  |
|                       | 22                       | 4,939,705            |                                      | Hamilton et al                                     | 07-03-90   |  |
|                       | 23                       | 4,953,745            |                                      | Rowlett Jr.  | 09-04-90   |  |
|                       | 24                       | 4,971,221            |                                      | Urquhart et al                                     | 11-20-90   |  |
|                       | 25                       | 4,984,709            |                                      | Weinstein  | 01-15-91   |  |
|                       | 26                       | 5,047,948            |                                      | Turner   | 09-10-91   |  |
|                       | 27                       | 5,088,056            |                                      | McIntosh et al                                     | 02-11-92   |  |
|                       | 28                       | 5,099,463            |                                      | Lloyd et al  | 03-24-92   |  |
|                       | 29                       | 5,176,285            |                                      | Shaw   | 01-05-93   |  |
|                       | 30                       | 5,181,189            |                                      | Hafner   | 01-19-93   |  |
|                       | 31                       | 5,233,571            |                                      | Wirtschafter                                       | 08-03-93   |  |
|                       | 32                       | 5,273,318            |                                      | Nakayama et al                                     | 12-28-92   |  |
|                       | 33                       | 5,289,157            |                                      | Rudick et al                                       | 02-22-94   |  |
|                       | 34                       | 5,313,439            |                                      | Albeck   | 05-17-94   |  |
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|                       | 36                       | 5,392,952            |                                      | Bowden   | 02-28-95   |  |
|                       | 37                       | 5,472,113            |                                      | Shaw   | 12-05-95   |  |
|                       | 38                       | 5,609,268            |                                      | Shaw   | 03-11-97   |  |
|                       | 39                       | 5,623,242            |                                      | Dawson Jr et al                                    | 04-22-97   |  |
|                       | 40                       | 5,745,366            |                                      | Higham et al                                       | 04-28-98   |  |

## FOREIGN PATENT DOCUMENTS

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| Date       |  |
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Sheet | 4

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**Complete if Known**

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| Application Number | 10/004,941 |
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| <b>Filing Date</b> | 12-03-200 |
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12-03-200

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| First Named Inventor | Carlos de la Huerfana |
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Carlos de la Hueraga

Group Art Unit

Examiner Name

Attorney Docket Number 250591-98317

25059198317

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|-----------------------|--------------------------|----------------------|--------------------------------------|--|--|---|
|                       |                          | Number               | Kind Code <sup>2</sup><br>(if known) |  |  |   |
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|                       | 64                       | 5,493,805            |                                      | Pennuela et al                                     | 2/1996   |   |
|                       | 65                       | 5,499,626            |                                      | Willham et al                                      | 3/1996   |   |
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|                       | 69                       | 5,609,716            |                                      | Mosher et al                                       | 3/1997   |   |
|                       | 70                       | 5,612,675            |                                      | Jennings et al                                     | 3/1997   |   |
|                       | 71                       | 5,621,384            |                                      | Crimmins et al                                     | 4/1997   |   |
|                       | 72                       | 5,627,520            |                                      | Grobbs et al                                       | 5/1997   |   |
|                       | 73                       | 5,742,233            |                                      | Hoffman et al                                      | 4/1998   |   |
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|                       | 75                       | 5,771,001            |                                      | Cobb   | 6/1998   |   |
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|                       | 77                       | 5,525,969            |                                      | LaDue  | 6/1996   |   |
|                       | 78                       | 5,541,580            |                                      | Gerston et al                                      | 7/1996   |   |
|                       | 79                       | 5,504,474            |                                      | Libman et al                                       | 4/1996   |   |
|                       | 80                       | 5,883,576            |                                      | de la Huerqa                                       | 3/1999   |   |

## FOREIGN PATENT DOCUMENTS

[illegible]

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Signature

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Sheet | 5

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| First Named Inventor | Carlos de la Huerqa |
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### Group Art Unit

Examiner Name

Attorney Docket Number 250591.90317

## U.S. PATENT DOCUMENTS

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